IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

CIVIL APPLICATION NO. 4208 OF 2004

IN

FIRST APPEAL NO. 98 OF 2004

TULSI CONSTRUCTION AND ASSOC. .. PETITIONER
Versus

VIMALKUMAR R. TIWARI & ORS. ... RESPONDENTS

Mr. V. Y. Sanglikar with R.P. Singh for petitioner

Mr. R.A. Thorat with B.P. Shukla for respondents

CORAM:-SMT. RANJANA DESAI, J.

DATED:-2-3-2005

P.C.

Heard learned counsel for the parties.

2. Perused the Receiver's report. In the report the Receiver has stated that the respondent has not paid the adhoc royalty. He has not lodged the draft of agency agreement and undertaking.

3. Mr. Thorat, learned counsel for the respondents states that within a period of two weeks i.e. by 16/3/2005 the respondent shall pay the adhoc royalty amount and lodge the draft of agency agreement and undertaking. In my opinion, in view of this no further orders are necessary.
4. However, if within a period of two weeks the respondent does not do the needfull the civil application will stand allowed in terms of prayer clause (a). The adhoc royalty amount is payable from 24th January, 2002 when Justice Dr. D.Y. Chandrachud appointed the court receiver.
5. Civil Application is disposed of in the aforestated terms.
6. Receiver to act on authenticated copy of th is order.

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